IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

C.W.P. No. 19380 of 2006
Date of decision December 15, 2006

V. K. Aggarwal

.....Petitioner

Versus

Haryana Urban Development Authority through Chief Administrator, Sector 6, Panchkula and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE VINEY MITTAL AND
HON'BLE MR. JUSTICE H. S. BHALLA

Present:- Sh. Sanjeev Sharma, Advocate
for the petitioner.

Sh. Ashok Jindal, Additional
Advocate General, Haryana
for the respondents.

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Viney Mittal, J (Oral)

The learned counsel for the petitioner has reiterated the contentions which had been noticed in the order dated December 7, 2006. It has been argued that vide an order dated February 5, 2002, the appeal filed by the petitioner was allowed and respondent No.3-Estate Officer, HUDA, Faridabad was directed to allot an alternative plot to the petitioner in lieu of Plot No.440 as allotted earlier. However, a period of more than four years has expired but no action has been taken in this regard so far. Inasmuch as, no alternative plot has been allotted to the petitioner. The learned counsel has also placed reliance upon the recommendation dated February 24, 2006 Annexure P-7, whereby the Estate Officer had recommended the allotment of an alternative plot. The grievance made by the petitioner is that no decision has been taken on the aforesaid recommendation also but in the

mean time plots in various categories had been advertised for allotment.

Keeping in view the grievance made by the petitioner and taking into consideration that the appeal filed by the petitioner was allowed by the appellate authority on February 5, 2002 and also taking into consideration the recommendation dated February 24, 2006 Annexure P-7 forwarded by the Estate Officer, HUDA, Faridabad, we request the Chief Administrator, HUDA, Panchkula-respondent No.1 to take a final decision on the claim made by the petitioner within a period of two months from the date a certified copy of the order is received, by taking into consideration the order dated February 5, 2002 and the recommendation dated February 24, 2006 sent by the Estate Officer.

Till the matter is finally decided by the Chief Administrator, a plot of 500 sq. yards in Sector 46, Faridabad shall be reserved to satisfy the claim of the petitioner.

The present writ petition is disposed of accordingly.

A copy of the order be given dasti on payment of usual charges.

(VINEY MITTAL)
JUDGE

(H.S.BHALLA)
JUDGE

December 15, 2006
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